

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

AGY HOLDING CORP., a Delaware
corporation,

Plaintiff,

v.

XPO LOGISTICS FREIGHT, INC., a
Delaware corporation,

Defendant.

NO: 2:20-CV-0152-TOR

ORDER OF VOLUNTARY
DISMISSAL WITHOUT PREJUDICE

BEFORE THE COURT is Plaintiff's Notice of Voluntary Dismissal (ECF No. 3). Because Defendants have neither filed an answer nor moved for summary judgment, Plaintiff has an absolute right to voluntarily dismiss this case. Fed. R. Civ. P. 41(a)(1)(A)(i).

ACCORDINGLY, IT IS HEREBY ORDERED:

All claims and causes of action in this matter are **DISMISSED** without prejudice and without costs or fees to any party.

1 The District Court Executive is directed to enter this Order and Judgment of
2 Dismissal, furnish copies to counsel, and **CLOSE** the file.

3 **DATED** May 13, 2020.



5 A handwritten signature in blue ink that reads "Thomas O. Rice".

6 THOMAS O. RICE
7 Chief United States District Judge
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